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PAGE 3/64 * RCVD AT 12/21/2006 3:04:27 PM [Eastern Standard Time] * SVR:USPTO-EE-XRF-1/5 * DNS:2738300 * CSID:3124740448 * DURATION (mm:ss):15-16

Serial No. 09/529,053

Docket No. 28385/35415

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Williams <i>et al.</i>)	Group Art Unit: 1617 Examiner: S. Wang
Serial No. 09/529,053)	
Filed: April 6, 2000)	
For: ANTI-VIRAL USES OF)	
LEFLUNOMIDE PRODUCTS)	

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DECLARATION OF WALTER ATWOOD, Ph.D.

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

I, Walter Atwood, Ph.D., hereby declare as follows:

1. I am currently a Professor of Medical Science at Brown University. I received a B.S. in Microbiology from the University of Massachusetts at Amherst in 1986 and a Ph.D. in Neurovirology from the University of Massachusetts at Amherst in 1991. I am the author or co-author of numerous peer-reviewed journal articles and book chapters in the field of virology.
2. I have reviewed the text of U.S. patent application no. 09/529,053, attached hereto as Exhibit 1.
3. I have reviewed a copy of claim 34 attached hereto as Exhibit 2, which relates to a method of treating viral infection by co-administering a leflunomide product and a pyrimidine compound without antiviral activity.
4. I understand that the Examiner has objected to the recitation of a pyrimidine compound "without antiviral activity" in claim 34 because he believes that the application does not describe the use of pyrimidine compounds without antiviral activity. I make these statements to address the Examiner's objection.
5. My experience and education permit me to be familiar with what one of ordinary skill in the art would have understood upon reading the application at its March 11, 1998 priority date.
6. The application describes the anti-viral effects of leflunomide product and further describes methods of treating viral infection with leflunomide product. The application also states at page 14, lines 1-6 that: